03-26-01





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-67209-4/RMS/DCF

Anticipated Classification of this Application:

Class: Subclass:

Prior Application:

Examiner: H. Ngo Art Unit: 2874

| "EXPRESS | MAIL" MAIL) | NG LABEL | |
|-----------|-------------|--------------|---|
| NUMBER_ | EL 8217214 | 116 US | |
| DATE OF I | DEPOSIT | March 23, 20 |) |

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSISTANT
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

| TYPED NAME _ | Vincent Diaz | |
|--------------|--------------|--|
| SIGNED | meet mon | |

Box PATENT APPLICATION FEE

Assistant Commissioner for Patents Washington, DC 20231

Sir:

This is a request for filing an

- _ Original
- _ Continuation
- Divisional
- X Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of <u>David R. WALT and Karri Lynn MICHAEL</u>, for

METHODS FOR DETECTING TARGET ANALYTES AND ENZYMATIC REACTIONS .

- 1. (a) ___ Enclosed is a new application.
 - (b) X Enclosed is a continuation-in-part application.
 - (c) ___ Enclosed is a copy of the prior application.
- 2. (a) ___ Enclosed is a new Declaration
 - (b) ___ Enclosed is a copy of the prior executed Declaration as originally filed.
 - (c) ___ Enclosed is a Combined Declaration/Power of Attorney.

- 3. (a) ___ Enclosed is a Small Entity Affidavit.
 - (b) ___ A Small Entity Affidavit is of record in the prior application.
- 4. X The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

| | (Col. 1) | (Col.2) | SN | MALL ENTITY | | OTHER T SMALL | |
|---------------|------------------|-----------|-----------------|------------------|-----------|------------------|------------|
| For: | No. Filed | No. Extra | Rate | <u>Fee</u> | <u>Or</u> | Rate | <u>Fee</u> |
| Basic Fee | | | | \$355.00 | | | \$690.00 |
| Total Claims | <u>42</u> - 20 = | _22_ | <u>22</u> x 9 = | \$ <u>198.00</u> | OR | _x \$18 = | \$ |
| Indep Claims | | 1 | <u>1</u> x 40 = | \$ <u>40.00</u> | OR | _x \$80 = | \$ |
| X] Multiple I | Dependent Cla | aims | + \$135 = | \$ <u>135.00</u> | OR | + \$270 = | \$ |
| Total | | | | <u>\$728.00</u> | | | <u>\$</u> |

If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

- The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No.).
- 6. X No check is enclosed.
- 7. Cancel in this application original claims ______ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
- 8. X Amend the specification by inserting before the first line the sentence:

This is a continuation-in-part of U.S. Application Serial No. 09/450,829, filed November 29, 1999; which is a continuation of U.S. Application Serial No. 08/818,199, filed March 14, 1997, now U.S. Patent No. 6,023,540.

| 9. | (a) <u>X</u> | Informal drawings are enclosed, 9 sheets. |
|--|--------------|---|
| | (b) | Formal drawings are enclosed, sheets. |
| 10. | (a) <u>X</u> | Claims benefit of U.S. Application Serial Nos. 09/450,829, filed November 29, 1999 and 08/818,199, filed March 14, 1997. |
| | (b) | The certified copy has been filed in prior application Serial No filed on |
| 11. | An A | ssignment is enclosed. |
| 12. | The p | prior application is assigned of record to |
| 13. | A Po | wer of Attorney by Assignee is enclosed. |
| 14. | X The p | ower of attorney in the prior application is to: |
| | FLE | HR HOHBACH TEST ALBRITTON & HERBERT, LLP |
| | (a) | The power appears in the original papers in the prior application. |
| The control of th | (b) | Since the power does not appear in the original papers, a copy of the power in the |
| | | prior application is enclosed. |
| | (c) <u>X</u> | Address all future communications to: |
| | | Robin M. Silva, Esq. |
| | | FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP Suite 3400, Four Embarcadero Center San Francisco, California 94111-4187 Telephone: (415) 781-1989 |
| 15. | | liminary amendment is enclosed. (Claims added by this amendment have been properly |
| | | pered consecutively beginning with the number next following the highest numbered |
| | origir | nal claim in the prior application.) |
| 16. | A Pri | or Art Statement is enclosed. |

| 17 I hereby verify that the atta | I hereby verify that the attached papers are a true duplicate of prior application Serial No | |
|--|--|--|
| as originally filed | | |
| Date: March 23, 2001 | David C. Foster, Reg. No. 44,685 Patent Agent for Robin M. Silva, Reg. No. 38,304 | |
| Address of Signer: | X Attorney or agent of record | |
| Suite 3400, Four Embarcadero Center San Francisco, California 94111-4187 Telephone: 415-781-1989 | Filed under Section 1.34(a) | |
|]] [047008 | | |
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